

# THE REPORT

OF THE  
The Resolutions of the Honourable House  
of Commons, on the following Report  
COMMITTEE,

Appointed to examine into the

PROJECT,

Commonly called the

HARBURG-Lottery.



L O N D O N:

Printed for A. MOORE, near St. Paul's. 1723.  
[Price One Shilling.]



**The Resolutions of the Honourable House  
of Commons, on the following Report.**

February 1st, 1722-3

*Resolved,*

**T**HAT the Project call'd the *Harburgh Lottery*, carry'd on in the City of *London*, is an infamous and fraudulent Undertaking; whereby several unwary Persons have been drawn in to their great Loss; and that the manner of carrying the same on, hath been a manifest Violation of the Laws of this Kingdom.

*Resolved, Nem. Con.*

**T**HAT it appears to this House, that the Managers of, and Agents for the said Lottery, did frequently, without any Authority for so doing, make use of his Majesty's Royal Name, thereby to give Countenance to the said infamous Project, and induce his Majesty's Subjects to engage, or be concern'd therein.

*Order'd, Nem. Con.*

**T**HAT leave be given to bring in a Bill to suppress the *Harburgh Lottery*, and to prevent any foreign Lotteries, from being carried on in this Kingdom, and to oblige the Persons concern'd in the Management of the said *Harburgh Lottery*, to make Restitution and Satisfaction for the Monies they have received from the Contributors to the said Lottery; and that Mr. *Hungerford*, Sir *Gilbert Heathcot*, Mr. *Humphry Norice*, and Mr. *John Chekwynd*, do prepare, and bring in the Bill.

Printed for A. MOORE, near St. Pauls Church, 1722.  
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# THE REPORT OF THE Committee, &c.



THE Committee appointed to enquire into the Project, commonly called the Harburg Lottery, and all other foreign Lotteries, now carrying on in the City of London, have with the utmost Diligence, endeavoured to find out, by what Authority, and by Virtue of what Instruments the said Lottery was erected, in order to lay the same before the House, and to make the said Lottery, and the Management thereof the more intelligible: But the Committee finding they should meet with great Difficulties in obtaining

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such



such Instruments; and the more for that, one of the Persons, who, as your said Committee was informed, was capable of giving your Committee a very material Account of the Creation of the said Lottery, was withdrawn; and your Committee being unwilling to enter into the Examination of any Instruments or Writings, which might be interpreted to be Part of his Majesties *German* Administration, have contented themselves to lay only before the House, the Scheme of the said Lottery it self, with some Remarks thereon, and the Examinations of Witnesses, *Viva voce*, relating thereto.

THAT the Scheme proposes, that 1,500,000 *l.* Sterling, or 16,500,000 Guilders should be subscribed; and that it was to be drawn at *Harburg* in five Classes, 100,000 Tickets to be drawn in each Class, at 3 *l.* per Ticket; and that every Person subscribing, was to pay twelve Shillings, or six Guilders for each Ticket, before the drawing each Class of the said Lottery.

THAT 200,000 *l.* of the 300,000 *l.* in each Class was to be divided in Lots to the fortunate Adventurers, which amounts to 1,000,000 *l.* to be deducted out of the whole Sum, which was to be paid to the Fortunate Adventurers.

It will be necessary, in Order to inform the House, how the other 500,000 *l.* was to be disposed of, to acquaint them with such Knowledge, as the Committee could gain of the Nature and Establishment of the Company, not being able to see the Instrument, by which it was granted.

It appeared to the Committee, that a Sum of 1,000,000 *l.* was subscribed for, to carry on a Trade between *Great-Britain*, and his Majesties *German* Dominions; and that 2 per Cent was agreed to be paid in upon the Stock so subscribed, of which a Sum of 13000 *l.* or more was actually paid in Money, and 7000 *l.* or more was secured by Notes; 400,000 *l.* whereof was subscribed. At first 100,000 *l.* Stock was sold at fifteen Pound three Shillings per Cent, of which two per Cent was only paid into the Company, and the rest disposed of as follows, viz. thirteen Pound three Shillings per Cent, which amounted to 13150 *l.* 10000 *l.* of which was given to Mr. *Nicolai*, and 3150 *l.* to Mr. *Foules* for their Services; and as to the 1300 *l.* paid in Money, at two Pound per Cent for Stock as aforesaid in Money, and 7000 *l.* in Notes, the Committee could get no Account what was become of it, not being able to see their





their Books, nor can your Committee learn what Number of Tickets have been delivered out, or what Money thereupon has been received; or what is become of what they have received.

THE Committee thought it necessary to lay this Matter before the House to inform them what was to be done with the other 500,000 l.

IN the first Place five per Cent upon 1,500,000 l. which amounts to 75,000 l. was to be deducted for Management; which being taken out of the said 500,000 l. leaves 425,000 l. which Sum was to be Incorporated into the Stock of the first Company and to make a part of a Capital of 1,500,000 l. as they apprehend, of which they could get no positive Information; but whether the former Capital was intended to be so great or only to consist of this 425,000 l. and the 1,000,000 l. which was before subscribed. It appears to us that a plain Fraud was intended in joyning this real Sum, with an imaginary Subscription, of which two per Cent only was paid in or secured, and that probably imbezelled.

As to the further particulars of the Lottery, the Committee beg leave to refer to the Scheme it self which is hereunto annex'd, Number 1.

AND in Order to inform the House more fully of the Subject matter of the said Lottery, the Committee have thought fit to lay before the House the most Material Parts of the Examinations themselves; which are as follows, viz.

MR. Benjamin Foules informed your Committee, that he the Examinant had not the written Scheme of the Harburg Lottery, for that Mr. Ridpath (who is Secretary to the said Lottery) has all the Writings and Accounts relating thereto, but that he has a Printed Copy of the Scheme of the said Lottery, (which he delivered to the Committee, and is hereunto annexed) and says, he takes it to be a true Copy of the Written Scheme, which as far as he knows has been always in Ridpath's Hands.

THAT in the sixth Article of a Charter for Commerce, granted by his Majesty, as Duke and Elector of Brunswick; there is a Grant given for setting up a Lottery, which

Grant



Grant the Examinant believes was made to several Gentlemen, in Trust, for the Benefit of the Examinant.

T H A T he has seen the Original Charter; that it bore Date about the latter end of *November 1720*, and that it specifies the Lottery to be drawn at *Hanover*; that the Grant of the Lottery was made to the Examinant about this Time twelve-months.

T H A T when Sir *Thomas Webster* proposed to make the Examinant Recompence for his said Right in the Charter, as to the Grant of the Lottery, Sir *Thomas* said that they were agreed to give the Examinant a Gratiuity, and offered him 10,000 l.; and he made Answer he would leave it to them, and did accept of the Ten thousand Pound for assigning his Right, which Assignments was made to several Persons in Trust for the Company.

T H A T there were five Classes in the said Lottery; and that he was to receive the 10,000 l. at five several Payments at 2000 l. each Payment; before the drawing each Class of the said Lottery.

T H A T the Payment of the Money is secured to the Examinant by Articles in Writing (bearing Date the sixteenth of *October 1722*, which he delivered to the Committee) under the Hands and Seals of the Persons to whom the Profits of the Lottery are conveyed in Trust for the Company, and that it appears thereby that the Examinant was to be paid the 10,000 l. as before mentioned.

T H A T it likewise appears by the recital of the said Articles, that the Profits of the said Lottery, which are purchased of him for the same before mentioned, was by an Agreement made at *Hanover*, bearing Date the fourteenth of *November 1720* N. S. previously granted to the said Examinant *Benjamin Fowles*.

B E I N G shewn one of the Tickets of the said Lottery, Number 17 M 211, to which the Examinants Name is Printed as Treasurer;

S A I D, that the Tickets were issued by his Privy and Consent; and that he believes they are not delivered out numerically.

T H A T



THAT he is not Treasurer to the Trustees for the Lottery, for that they act themselves as Treasurers, alternatively in manner following, viz.

THAT there are two Iron Chests, and that two of the Trustees have each of them a Key, and the Secretary has another; and that the Trustees deliver over their Keys to the next that waite, and then they are answerable no longer.

THAT the two Trustees and Secretary, when in waiting, had it in their Power to take out the Effects that were in those Chests.

THAT there are twenty Trustees; but some of them are in Germany, and those that are here now are

Lord Barington.

Sir John Hartopp.

Chr. Fred. Krenberg.

John London.

Fiennes Harrison.

Peter Hartopp.

William Squire.

Edward Richier.

John Caswall.

William Sterling.

Benjamin Smith.

Benjamin Burroughs.

John Thompson.

Henry Bendish.

— Foster.

Benjamin Foules.

John Manley.

THAT every one of the said Trustees have accepted the Trust (except Mr. Manley, Mr. Henry Bendish, and Mr. Foster)  
by



by signing the Counter-part of the Assignment of the Lottery; but that Lord Barrington, Sir John Hall, and Mr. Henry Bendish, never acted.

THAT he believes, that all the Trustees he has named, who have acted, have had the Keys of the Chests.

THAT there were to be printed 1,000,000 Tickets; that the Examinant believes most of them are printed, and that they were printed upon Tower-Hill; and that the Examinant believes Mr. Billingsley did agree for the Printing them: That the Tickets were brought to the York Buildings House, and locked up in the Iron Chests by the said Trustees, who deliver them out, and receive the Money for them; that he does not know what Number of Tickets hath been issued out, nor what Sum of Money received for Tickets delivered, for that he never saw any Account of it.

THAT he believes Mr. Ridpath keeps the Account of the Money received.

THAT if the Lottery should take Place, the Stock would be worth twenty-nine per Cent; that the whole Stock subscribed is called 1500000*l.* Stock; and that it was as large before the new Proprietors came in; that two Pound per Cent is paid in upon 1,000,000 *l.* in Money, 13000*l.* in Notes, 7000*l.* which were paid to the Examinant, as Treasurer to the Company.

BEING examined by what Authority he was Treasurer, said, he was appointed Treasurer by the Charter of the King, and that his Name is in the Warrant of the King, as Treasurer.

BEING asked how he came to take Notes, declared, he received Orders from some of the Directors to take them; and that the Notes are some of their own.

THAT the Notes are in the Custody of Ridpath, for that he (the Examinant,) has accounted with the Company, and delivered the Account to him the said Ridpath.

MR.



Mr. George Ridpath, Secretary to the Trustees for the *Harburg* Lottery, being examined as to the Scheme of the said Lottery, said, that the Calculations of the Lottery agree with the Scheme that was approved by his Majesty.

THAT there is a Power to erect a Lottery by the sixth Article of a Charter granted by his Majesty, was in Order to clear the River *Elbe*; that he can't be Positive, who formed the Lottery: But that he heard that Mr. *Billingley* formed the Scheme of it.

BEING asked who was the Person that first handed the Scheme to the Examinant, said, that he saw it in Company, but can't tell who brought it to the Company; that Lord *Barrington*, and some others were then present, and that it did appear to have his Majesties Sign Manual and Seal of the Electorate, when it was first handed to the Company as a Company; but that the Examinant previous to that, saw the Scheme in the Hands of Mr. *Billingley*, whom he takes to be chief Projector; and that he is not certain, it was the same Scheme as is printed; and that then it neither had his Majesties Sign Manual, nor the Privy Seal of the Electorate:

THAT when this Scheme was projected, the Profits of the Lottery were Mr. *Joules*'s, by an Agreement made at *Hannover*, for which he was to clear and deepen the River *Elbe*; and that Lord *Barrington*, Sir *Alexander Cairnes*, Mr. *Nicolai*, Mr. *Alderman Baylis*, Mr. *Fiennes Harrison*, and Mr. *Mount*, made that Agreement with him, which was confirmed by the Company, *New Contra* and is entred in the Minutes: that Mr. *Joules* petitioned his Majesty for an Order to issue the Lottery; but that it was previously granted to him by a Vote of the Company.

THAT since he was Secretary, there have been Minutes kept; which is since the Charter was granted for the Commerce Company, in which there is a Power to erect a Lottery.

BEING desired to produce the Charter, and Books, and Papers relating to the Lottery, said, that he has not his Majesties leave to produce them, and desired the Committee would not put him upon Difficulties.

BEING



BEING again asked whether he would not deliver the Papers, said, that he was very willing to deliver the Papers, if it was not for the Difficulties he has before mentioned, and that he is afraid those Difficulties extend to all the Papers, as well the Deed that conveys the Profit's of the Lottery to *Joules* and the Minute Books, as the Charters.

THE Abstract of the Scheme of the *Harburg* Company's Lottery for 1,500,000 l. Sterling or 16,500,000, Guilders in the Flying Post from *Tuesday* November the thirteenth to *Thursday* November the fifteenth 1722, being read to the Examinant; said, that it was Printed by his Direction, and that the Scheme in the same, to the best of his Knowledge, agreeth with that, which is signed by his Majesty, and that the Warrant and Approbation of the Scheme recited in the said Abstract are signed at *St. James's* as mentioned in the said Paper.

THE Advertisement relating to the *Harburg* Lottery in the Flying Post *Tuesday* December the fourth, to *Thursday* December the sixth, being read to the Examinant he declares that he believes he sent it the Printers.

THAT he drew the Advertisement himself, and afterwards shewed it to several Gentlemen, and particularly as he believes to *Mr. Burroughs* and *Mr. Squire*, who are Trustees and Directors, at a Meeting at the *York Buildings-House*; and that it was not ordered either by a Court, or the Trustees; being asked what was meant by these Words, viz. Part of the Advertisement; *as will convince their Enemies and rather those of his Majesty, and the Trade of the Nation* said, that those that are Enemies to his Majesty have opposed the Lottery.

THAT the Examinant believes the Tickets were printed at *Tower-Hill*, and that the Examinant never heard that any of them were printed at *Hanover* or *Harburg*.

THAT



T H A T the Persons that are appointed Agents to deliver out the Tickets were nominated by the Acting Trustees, who are

Mr. *Burroughs.*

Mr. *Squire.*

Mr. *Richier.*

Mr. *Caswell.*

Mr. *Thompson.*

T H A T there are some of the Trustees at *Harburg*; but that no Committee of them have met there; nor has there been any Orders or Directions sent from them, that this Examinant knows of.

T H A T abundance of Gentlemen have subscribed for Tickets, to the amount of about 100,000 Tickets, which they are to pay for, when they take the Tickets out; and that there was a Commission, sent lately, from a Gentleman in *France* for 1000 Tickets; that he can't tell how many are delivered; for that the Trustees keep the Accounts, and have the Books now in their Custody; that the Examinant has heard they have received about 100*l.* for Tickets.

T H E Examinant being further examined, says, that Lord *Barrington* did not give him Directions to publish the Abstract of the Scheme, in the *Flying-Post*, of 13 *November*, nor any of the Advertisements now shewn to the Examinant.

T H A T the Lottery has been under the Consideration of several Meetings of Directors and general Meetings of Proprietors, and that it has had their Approbation in general.

T H A T he don't remember he ever heard any one, at any Meeting, complain of the Lottery, as taking too much from Adventurers and giving too much to the Proprietors of the Stock.

B E I N G asked whether there was ever ten Votes against the Lottery, said, that there was not half ten.

T H A T the last General Meeting, ordered, that Endeavours should be used to fill the Lottery with all possible speed; and that all the Deputy Governours and Directors were summoned



to that Meeting; and that it was there also agreed, that Endeavours should be used to obtain an *English* Charter for Trade; but that he never heard, that any Application was designed to be made for a Charter for a Lottery; that there are Minutes taken of the Order, to apply for an *English* Charter.

BEING asked whether he has ever heard the Lottery, or the Company, by which the Lottery is granted, treated as a Bubble, by those that are concerned;

SAYS, that he has heard it so treated by Mr. Hope, and Sir Thomas Webster, the last of whom declared at a Meeting of Directors, he would wash his Hands of it; and that what made it a Cheat, was, that there was no *English* Charter granted.

THAT the Stock will be worth, according to the Calculations, he has seen, twenty nine *per Cent*, if the Lottery is full; but if not, the Value will decline in Proportion to the Number of Tickets that are not sold.

THAT he has heard it treated as a thing for the Benefit of the Trade of *Great-Britain*.

THAT the Sub Governour, Deputy Governour, and Directors, have no Sallary, or other Allowances, under this Charter.

BEING asked whether Mr. Fowles is Treasurer, said, that he is not sole Treasurer for the Lottery; for that the Trustees of whom he (Mr. Fowles) is one, act as Treasurers.

BEING asked how it comes, that the Tickets are printed in his Name as Treasurer, said, that he is appointed Treasurer for Life by his Majesties Patent, and the Tickets are ordered to be printed in the Name of the Treasurer, by Warrant of his Majesty: But that some of the Gentlemen not liking Mr. Fowles, there is an Order made in the Minutes, that he should not receive any Money till he has paid the Company what he owes them; that the Trustees would not permit him alone to receive any Money; but received it themselves.

THAT the Money, that was to be received for the Tickets was to be lodged in the Bank of *England*, and at the Treasury Chamber at *Hanover*; and that the Charter gives the



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the Directors a Power of meeting, either at Harburg or in England.

BEING asked to produce the Minutes refer'd to the Application for the English Charter, and also the Minutes, that were made for *Joules* not to receive any Money, as before-mentioned said, that they are in the same Book as the Minutes relating to the Foreign Charter; and that he has not those Minutes now in his Custody; for that they were lock'd up by the Trustees since he was ill.

THAT the Patents, Warrants, and Minute-Book, were locked up Yesterday-Night; that he did not see them locked; for, that they lay in the Room where usually the Directors met; that several Trustees were there that Afternoon, and particularly Mr. Squire Mr. *Burroughs* and Mr. *Richier*; that the Examinant supposed Mr. Squire either locked them up himself, or the Messenger by his Directions; said, that the Reason he gave for so doing was to clear the Room, and that neither Mr. Squire nor the Messenger knew what Papers they were.

THE Examinant owned, that he did acquaint them before they locked up the Papers, that the Committee had sent him Notice in Writing, that they wou'd examine him the next Day.

BEING asked whether the Directors did not take any Oath, said there are Oaths prescribed by the Charter, but not taken; for, that they cannot administer them here except they have an English Charter.

THE last Day of the Committee sitting, Mr. *Ridpath* having attended the Committee, he since his said Examination, was desired to produce or leave with the Chair-Man the Minutes relating to the Application for the British Charter; which he accordingly has sent to the Chair-Man.

Mr. *Nathaniel Brassey* said, that in 1720, a Project, was going on for a Charter for a Manufacture Company.

THAT there was a Letter of Attorney made in Order to give Power for Person subscribing for the Stock of that Company at Harburg; and 400,000 l. of that Stock was subscribed for at 2 per Cent, and 100,000 l. Stock was sold at 15 l. 3 s. per Cent, whereas 2 l. per Cent only was paid to the Company as the Examinant has been informed.

THAT



T H A T afterwards several Gentlemen went over to *Hanover* endeavouring to obtain a Charter for Commerce, which was to be united with the Manufacture Charter, and that there was subscribed 2 *l.* per Cent for 540800 *l.* or thereabouts, of the Stock of that Company; that when they were return'd, Gentlemen were called together, and were informed of the Benefits, that would arise by the foresaid Charter.

T H A T some-time after the Examinant went with Sir *John Hartopp*, Mr. *Bendish*, Mr. *Richier*, Mr. *Henry Cairnes*, Mr. *Foules* and Mr. *Ridpath* to Baron *Bothmar*, to sollicite the Warrant for the Lottery, of which the Scheme now shewed to him is a Copy.

T H A T when he heard the Lottery was to be granted to Mr. *Foules*, the Examinant applyed to Baron *Bothmar*, who told the Examinant, that a private Lottery was asked for, but would not be granted; that tho' this Lottery was granted to *Foules* it was intended for the sole Benefit of the Company.

T H A T after the Warrant for the Lottery was obtained, the Scheme was laid before the Examinant, and some others at a Meeting, as Directors, who desired of Lord *Barington* to see the Warrant, but could not obtain the Request; that the Examinant did not only object to the Scheme it self, as not being a fair Adventure, but did disapprove of it, and declare he would not come into it, because Lord *Barington* told them at that Meeting, that 75000 *l.* was to be given for the Management of the Lottery; and propoled that 75000 *l.* more should be given to Mr. *Foules* for Resigning his Right of the Lottery to the Company, and for making the Port of *Harburg*.

T H A T the Examinant had a further Objection to it, because it was offered by Mr. Alderman *Billers*, to be managed for 20,000 instead of 75,000; and the Reason, that was given by Lord *Barington* not to accept of that Offer was, settled by his Majesties Approbation of the Lottery for the Management thereof; and as it was so settled it must so remain, and the Company could have it upon no other Terms.

S A I D that when the Trustees for the Lottery were named to the Directors, Lord *Barington* said " That he believed that some  
 " Gentlemen that were there present were uneasy that they  
 " were not made Trustees for the Lottery, and said that  
 " those who had attended constantly, if they would come in-  
 to



" to the Scheme, need not be uneasy, for they should have  
 " 200 l. apiece if they would agree to it; that Lord Bar-  
 rington offered the Money, but that they refused it, and  
 declared they scorned to take Money upon such Terms.

T H A T the Offer was made by Lord Barrington in a  
 little Room at Haberdashers-Hall, where were present Mr.  
 Cresnor, Mr. Billers and several more that were not Trustees.

T H A T the Examinant said he was in that Room from  
 the first of their Meeting, for that he had some Conversati-  
 on with Mr. Cresnor.

T H A T at the last general Meeting the Examinant was  
 at; it was concluded that Mr. Foulles should have 10,000 l.  
 for conveying his Property in the Lottery to the Company;  
 but that it was not to be paid out of any Part of the 75,000 l.  
 which was to be given to the Trustees for the Manage-  
 ment of the said Lottery.

T H A T the Examinant asked whether the whole 75,000 l.  
 was not expended in the Execution of the Lottery, the re-  
 maining Part of the Moneys should not go to the Com-  
 pany, he was told by Lord Barrington that a great deal of  
 that Money was to be given to Private uses. The Examinant  
 desired to know what those Private uses were; Lord Bar-  
 ington told him it was not convenient for him to know and  
 he should not know.

B E I N G asked whether he ever saw the Approbation of  
 the Scheme of the Lottery, said, he desired to see it but was  
 denied by Lord Barrington.

T H A T he never could get Sight of the Companys Books,  
 and could never see any Account, but upon Scraps of Pa-  
 per; that the Examinant takes it that they lay under the imedi-  
 ate Direction of the Sub-governour, who is Lord Barrington,  
 that if they asked for any Books or Accounts, they were told  
 by Lord Barrington it was not proper they should see the  
 Accounts of the Commerce Charter, and they should not.

T H A T there was a Ballance of an Account from the Manu-  
 facture Company to the united Company which he saw,  
 but as to the Account of the 100,000 l. Stock that was sold  
 at 15 l. per Cent by Lord Barrington's Order as Foulles has  
 informed the Examinant he could never see it; that he

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asked



asked Lord *Barrington* to see the last mention'd Account and his Lordship told him that he should not see it, the Examinant was informed by *Joules* that 10 l. per Cent of the 100,000 l. Stock sold at 15 l. 3 s. per Cent was to be apply'd to Private uses; did apply to Lord *Barrington* to see the Account of that Money and his Lordship told him it was not convenient he should, and he should not.

T H A T the Reason of their pressing to see the Account, was, because they apprehended *Joules* was deficient in the Money he had received.

T H A T *Joules* told the Examinant that he had Orders to buy at *Harburgh* a pretty large Quantity of Stock which he bought of Lord *Barrington*, that there was a Note 1,500 l. *Barrington* had given to *Joules* for Part of two per Cent that had been subscribed for Stock, and that *Joules* had deliver'd that Note up to Lord *Barrington* in Part of Payment for the Stock he bought of his Lordship; that the Examinant don't know what Quantities of Stock *Joules* bought, or at what Price it was sold.

T H A T *Joules* told the Examinant he was ordered to buy that Stock by Dr. *Calamy*.

S A I D that the Examinant and others were frequently told by Lord *Barrington*, that an *English* Charter was promised, and would certainly be granted.

T H A T he believes there was a Resolution at a Meeting of Directors, to lay the Scheme before the general Court.

B E I N G asked whether it was not reported at a General Meeting that the Scheme was agreed unto *Nem. Cont.* says, that he cannot recollect minute Circumstances, having not had Opportunity to see the Minutes to refresh his Memory, that he does not believe it could be agreed to *Nem. Cont.* for to the best of his Remembrance he did declare in the general Court that he was against it at the Meeting of the Directors.

M. R. Alderman *Baylis* being shewed the Printed Scheme of the Lottery hereunto annexed, laid, that there was a Scheme opened by Lord *Barrington* (he cannot speak certainly as to the Time) at a Meeting where Lord *Barrington* and others were



were assembled, which he believes is the same as that now shewd to him;

BEING asked whether he remembers he did disapprove of that Scheme, said, that he believes he might then say, he could not understand some of the Particulars, they never having been communicated to him; but that in general, it appeared so unfair, that he was against it; and especially, because there was to be a deduction of five *per Cent*, upon 1,500,000 *l.* to be raised by the Lottery, which amounted to 15,000 *l.* to be given to those that are Trustees of the Lottery.

THAT a Day or two after there was a Meeting at *Haberdashers-Hall*, where the Lord *Barington* did again open the said Scheme for a Lottery, which his Lordship said was agreed to by all the Directors, *Nem. Contra.* and the Examinant objected to it, as not being agreed to by all the Directors; for he neither had, nor would give his Consent to that Scheme: And that then the Lord *Barington* called out to the rest of the Persons assembled there, and said, he hoped they would not suffer him to be so treated by the Examinant.

THAT some time after, when Sir *Thomas Webster*, and Sir *Charles Wager*, acted as Deputy Governours, the Examinant heard there was Application making to the *English Ministry*, to get an *English Charter*; and that Notice was given to the Examinant, to meet Lord *Barington*, and those two Gentlemen, at some *English Ministers House*; but he could not go.

THAT afterwards, the Examinant was at a Meeting of Directors, at which was present, Sir *Thomas Webster*; and as this Examinant believes, Sir *Charles Wager*; and Sir *Thomas* told the Examinant, that upon the Application aforesaid, an *English Charter* could not be obtained; and that there had been a Resolution come to, which was to disapprove some Notice that was published of a Lottery, and to signify that the same was not published by the Approbation and Consent of the Directors.

To which Resolution, the Examinant immediately gave his Consent.

THAT at the next Meeting, the Examinant was at; at which Lord *Barington* was present, the aforesaid Resolution was read, and it was debated, and afterwards the major Part of



of the Directors present came to another Resolution, which was to quash the former against the Consent of the Examinant.

THAT upon this, the Examinant insisted, that there should be a General Meeting of Proprietors forthwith called, to acquaint them, that an *English* Charter had been refused, that People might not be drawn in: Being asked whether Lord *Barington* did not give his Consent to call that General Meeting, said he did, and the Examinant believes a General Meeting was called, at which General Meeting the Examinant was not present, nor has been at any other Meeting since.

MR. Alderman *Billers* being shewn a printed Scheme of the Lottery hereunto annexed, said, that he had a Scheme, the same as that sent to him by Mr. *Ridpath*; but that he never took out a Ticket, nor saw one, till he came to the Speaker's Chambers.

THAT as soon as he understood that the 75,000*l.* was to be given to the Managers, he desired to know, of the Lord *Barington*, how the Money was to be disposed of, who told the Examinant, that there would be great Expences in going over to *Hanover*, and that 30,000*l.* was to be given to the Person that made the Scheme.

THE Examinant was surprized, that so great a Sum was to be given to the Person that made the Scheme; at which his Lordship said, he would not have him so much surprized, for that he had been offered 40,000*l.* for a worse; and said he believed the Examinant's dislike to the Scheme was, because he was not a Trustee; but he hop'd to live to see the Examinant a Trustee.

THAT he found a Paper of Minutes, which put the Examinant in mind of what the Lord *Barington* had told him, "that the Lottery was to be given to the Company Gratis, which made him say to his Lordship, What is this to be given Gratis, when 30,000*l.* is given to the Person, that made the Scheme? His Lordship made answer, that the Examinant might suppose that was not all for the Scheme.

BEING asked whether he was not at the Court of Directors, when the Lord *Barington* reported the Scheme.

SAID



SAID he might be there, and if he was he was against it; that he had declared so much against it, that for several Months past, he has not been summon'd to attend any one Court.

THAT 500,000*l.* of the Profits of the Lottery was to be put upon the whole Stock, except 75,000*l.* Part of the Profits which were to be deducted for the Managers.

MR. Moses Raper being shewn the printed Scheme of the Harburgh Lottery, said, that he had such a Scheme sent to him, and that there were some Observations made upon it, which he sent by Mr. Simon, a Bookseller, to Mr. Read, in order to be printed; and Mr. Simon came to the Examinant in a hurry, and brought the Examinant the following Letter, and the Examinant was obliged to promise the Printer to indemnify him, before he would Print the said Observations.

SIR, London, 26 October, 1722.

THERE being an Advertisement in Yesterday-Nights St. James's-Evening-Post, relating to the Harburg Lottery, and a Promise of the Scheme of the Gain, and Loss of the said Lottery, to be inserted in the *Weekly-Journal*, or *British Gazeteer*, of Saturday next.

“ You are desired to take Notice, that no Reflections upon the said Lottery, which is approved by his Majesty, under the Sign Manual and Privy Seal, be inserted in the *Weekly-Journal*, or *British Gazeteer*, or any other Paper wherein you are concerned, as you would avoid Prosecution, beside the Loss you may sustain by the Companies Advertiseing in your Papers: By Order of the Trustees, appointed by his Majesty, From (SIR,) Your humble Servant,

GEORGE RIDPATH.

Secretary to the Harburg Company and Lottery,

Directed to Mr. Read, Printer

in White-Fryers.



Said that Lord Barington told him, the Examinant, that the King had promised to grant a British Charter, and that it would be obtain'd, and that they could not act as Directors well without it could be obtain'd, and the Examinant spoke to Sir Thomas Webster and Sir Charles Wager about it; who told the Examinant, that they, together with Lord Barington, had waited upon Lord Townshend, Lord Carteret, and Mr. Walpole, who told him at that time, that an English Charter for the Advantage of the said Lottery could not be granted, because it was illegal and impracticable.

Sir Thomas Webster told the Examinant, that Lord Barington desired that the Ministry's refusing to grant an English Charter should be kept as a Secret, upon which Sir Thomas immediately ordered Riches to call the Directors together; that he might acquaint them, that they were to have no English Charter.

The Examinant asked Sir Thomas, why it was kept a Secret? He said without an English Charter the Lottery was a Cheat, and therefore he would have nothing more to do with him.

Said, that his Objection to the Scheme of the Lottery was that after 1,500,000 l. was raised on the said Lottery, one third of the Stock was to be given to the old Proprietors, 1,000,000 l. of the Money so raised was for the Fortunate Adventurers, out of the remaining 500,000 l. 75,000 l. was to be given to the Trustees for Management of the said Lottery; that the Sum the present Proprietors of the Stock of the Harburgh Company would have gained from the Adventurers in the Lottery added to the 75,000 l. makes 210,000 l. which will more fully appear by the Calculation.

That he desired Lord Barington to see the Accounts of the Money paid in, upon the Stock; and his Lordship would not let him.

Said that 100,000 l. Stock was sold at 15 l. per Cent. for the Benefit of the Company; and that he was told it was never brought to an Account, for that he had asked Sir Thomas Webster, and Sir Thomas said that he never saw any Account of that Stock.

Mr. Andrew Hope said, that there was a Clause in the Charter for a Lottery; and that the Lottery was talked of in June or July 1720, or before.

T H A T



That the first Subscription was 500,000 l. that when 400,000 was subscribed and 100,000 was to be sold he was unwilling to buy any of the Stock that was to be sold, but *Joules* told this Examinant that if he would not, others would; and thereupon he bought 10,000 l. of it at 15 l. 3 s. per Cent. That he asked *Joules* what was become of the Money, he said that Lord *Barington*, and Sir *Alexander Cairnes* had it; that the Examinant asked Lord *Barington* whether he should not know what was become of it; and Lord *Barington* said it was not fit he should know what was become of it, and he should not.

That *Andrew Hope* being further Examined as to *Joules*'s saying that Lord *Barington*, and Sir *Alexander Cairnes* had the Money for the Use of the Company, for the 10,000 l. Stock the Examinant bought of *Joules*.

That Mr. *Joules* told him that he had 100,000 l. Stock to dispose of, by Lord *Barington* and Sir *Alexander Cairnes* Direction; and that he receiv'd the Money for them as Treasurer of the Company; that he believes nothing was done but by their Order.

That *Joules* told the Examinant that he had their Order for selling that Stock at *North's Coffee-House*, *Fountain-Tavern* and at *Sergeants-Hall*; at which several Places he believes were present Mr. *Cairnes* and Mr. *Richier*.

That he applyed to Lord *Barington* to see the Accounts of the Money arising from the Sale of the 100,000 l. Stock, and that he was then a Director; and that Lord *Barington* said he should not see the Account, that the Reason of asking his Lordship to see it, was because he had never seen any Account of that Money; and that he apprehended his Lordship had all the Accounts in a Bag which he brought, and carried away with him again.

That he asked Lord *Barington* to see the Accounts at a Meeting of Directors at *Blackwell's Coffee-House*, and that he spoke it to his Lordship himself.

That the 10,000 l. Stock cost him above 1,000 l. and that there were no Books to which his Name was put for the Stock; That then there was only two per Cent paid in upon 400,000 l.



400,000 l. Stock, or thereabouts ; and he was to be upon the Foot with them, and have no other advantage upon the 100,000 l. Stock.

Said, that Mr. Lloyd bought 30,000 l. part of the 100,000 l. Stock, at 15 l. 3 s. per Cent, and that the said Lloyd sold some of it again for 180 60. and none under 10 and 30 per Cent, and some of that at 20 and 30 per Cent, was sold to one Richard Jackson.

THAT there was no Transfer made of the Stock, nor any Receipt given.

THAT Lord Barington had often declared to the Examinant at several Meetings of the Directors or Trustees of the Lottery, that an *English* Charter was promised, both by the King and the Ministry,

John Christian Nicolai, being examined as to the Sale of the 100,000 l. Stock, at 15 l. per Cent, and the 10,000 l. paid him the said Nicolai by Mr. Foulles.

Said that Foulles sold 100,000 l. Stock for 15,000 l. and that he did not receive of Mr. Foulles any more than 8800 l. (the most Part of which the Examinant laid out in South Sea Subscriptions) tho' he the said Foulles, was order'd to give the Examinant 10,000 l. as a Present, he having been concern'd in that Affair ever since 1716, and travell'd several Times to Hannover.

THAT the Examinant asked Foulles for the 1200 l. remaining Part of the said 10,000 l. and he said he would pay him.

THAT Sir John Fryer and Lord Barington order'd Foulles to make the Examinant the Present of 10,000 l. and that he receiv'd it as a Present for his own Use and Advantage, for the trouble he has had in that Affair for the Four Years.

THAT by one of the Articles in the Charter of his Majesty, a Lottery is granted ; that some Persons made a Motion, that the Management of the Lottery shou'd be assign'd to some one particular Person, which the Examinant and Mr. Bailis was against ; but, that the other Persons concern'd thought fit to convey it to Mr. Foulles.

MR.



MR. Benjamin Joules being again examined as to the 100,000 l. Stock of the Harburgh Company being sold at 15 l. per Cent either for the Use of the Company or any other Person.

S A I D that 'tis true that he sold 100,000 l. at 15 l. 3 s. per Cent and that Benjamin Smith one of the Trustees was one of the first Persons with whom that Affair was transacted who desired to have 10,000 l. Stock of the Examinant and told him he would give him 300 Guineas; the Examinant said he was so erous he would not make any Demand.

T H A T Mr. Smith acquainted Mr. Thomas Brown of it who desired he might have 30,000 l. or 40,000 l. of the Stock, and then it being come to be known Mr. Andrews desired 30,000 l. Mr. John Floyd and Mr. Bracey desired 30,000 l. that they gave the Examinant Earnest for it and made him give them a Note to deliver it to them; that he desired them to part with some of for that if they did not, he could not make good his Promises to other People; but none of them would.

T H A T two per Cent upon the 100,000 l. was paid to the Company, which is 2,000 l.

T H A T three Guineas per Cent which is 3000 Guineas, the Examinant received for his own Use and that 10 l. per Cent which is 10,000 l. he paid to Mr. Nicolai; that it was sold by Order of Sir Alexander Cairnes and that Sir Alexander came to the Examinant from another Room and gave him the Orders By Word of Mouth to sell it, and told him that the Gentlemen had agreed that so much should be sold, that the Persons that were then in the other Room were Mr. Deacle, Sir Thomas Abney and Mr. London.

B E I N G asked whether he thinks himself indemnified by the Verbal Order of Sir Alexander Cairnes.

S A I D there was no Secretary; and therefore no Order in Writing was given, and nothing was acted Regularly; then that he look'd upon it as an order from all of them.

B E I N G asked whether any Person gave a Discharge for the money he received.

S A I D that he has no Discharge, and that the two per Cent only was taken as the Companys Money.

M R.



M<sup>r</sup>. Benjamin Joulas being again examined; said that Lord Barrington did not directly or indirectly order or give any Order to the Examinant to sell the 100,000 l. Stock, or the 10,000 l. Stock, and that he did not give Lord Barrington's Name when he gave Notice to the Examinant.

T H A T he has owned to several People at several Times that Lord Barrington never gave him any Directions about the 100,000 l. Stock, or the 10,000 l. given to Nicolai, and that all the Gentlemen that are Trustees have heard him say so and he has said it to no less than forty or fifty People more.

T H A T Lord Barrington was neither Governour Sub-Governor nor Director at the Time when the 100,000 l. Stock was sold, and Nicolai received the 10,000 l. but whether his Lordship had signed the Letter of Attorney before or after, and that means was a Proprietor of the Stock the Examinant could not say.

B E I N G asked whether he told Mr. Hope that Lord Barrington gave him Order to sell the 100,000 l. Stock, or any Part thereof.

S A I D he did not tell Mr. Hope so, for that the Direction was given to him to sell 100,000 l. Stock as he has testified in his former Examination; and Sir Alexander Campbell.

O R D E R ' D the Examinant to give 10,000 l. to Nicolai, that the Stock was sold in June 1720.

S A I D he met with Mr. Hope at the Fountain Tavern and North's Coffee-House, and had discoursed with him about the Sale of the of the 100,000 l. Stock.

T H A T he has paid Nicolai 8,800 l. and he can prove by whom Nicolai has received the 1,200 l. the remainder of the 10,000 l.

F I N I S

